

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

CONSTITUTION PIPELINE
COMPANY, LLC

Plaintiff,

v.

A TEMPORARY EASEMENT FOR 0.07
ACRES IN MIDDLEBURGH, SCHOHARIE
COUNTY, NEW YORK, TAX PARCEL
NUMBER 81.-3-3.2,
ARTHUR RUMPH, et al.

Defendants.

CIVIL ACTION

Case No. 1:14-cv-02062-NAM-RFT

Electronically Filed

ORDER

AND NOW, this 19th_ day of , 2015, upon consideration of Plaintiff's Omnibus Motion for Preliminary Injunction for Possession of Rights of Way by February 16, 2015 Pursuant to the Natural Gas Act and Federal Rules of Civil Procedure 71.1 and 65, and the documents and arguments submitted in reference thereto, the Motion is hereby GRANTED and:

(a) Upon filing the bond required below, beginning February 16, 2015, Plaintiff Constitution Pipeline Company, LLC ("Constitution") is granted access to, possession of and entry to the following Rights of Way:

1. Temporary easements of 0.07 acres, as described as "Area of Temporary Workspace" in Exhibit A attached hereto, for use during the pipeline construction and restoration period only for the purpose of ingress, egress and regress and to enter upon, clear off and use for construction and all activities required by the Order of the Federal Energy Regulatory Commission dated December 2, 2014, Docket Nos. CP13-499-000 and CP13-502-000, 149 FERC ¶ 61,199 (2014).

(b) Constitution shall post a bond in the amount of \$400.00 as security for the payment of just compensation to Defendants.

(c) Constitution shall record this Order in the County Clerk's Office of Schoharie County, New York.

IT IS SO ORDERED.

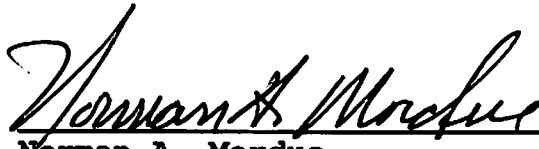

Norman A. Mordue
Senior U.S. District Judge

EXHIBIT A



SCHOHARIE COUNTY JEEP CLUB, INC.
L.L. NO. ALT-O-NY-SC-013.004

7.08'

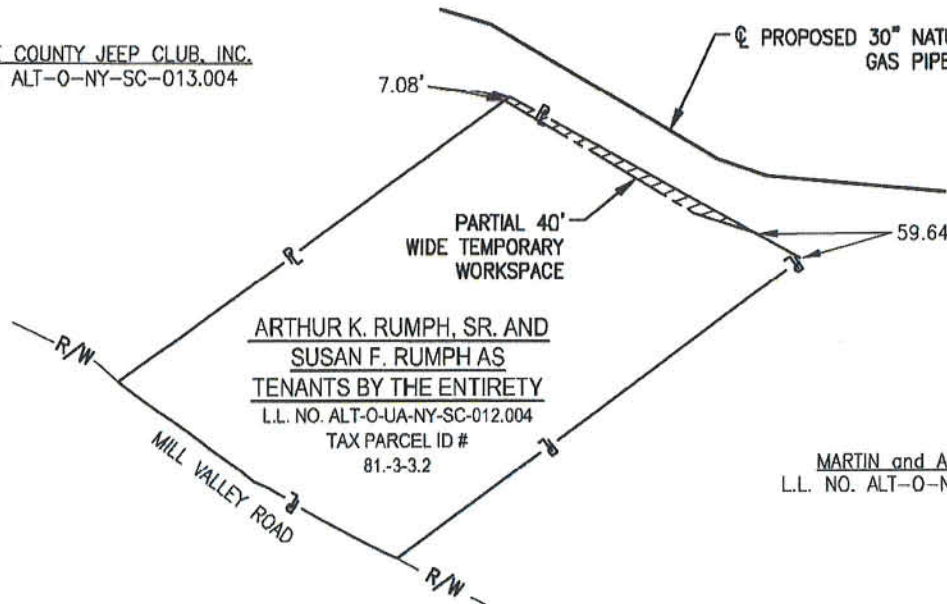
PROPOSED 30" NATURAL
GAS PIPELINE

PARTIAL 40'
WIDE TEMPORARY
WORKSPACE

59.64'

ARTHUR K. RUMPH, SR. AND
SUSAN F. RUMPH AS
TENANTS BY THE ENTIRETY
L.L. NO. ALT-O-UA-NY-SC-012.004
TAX PARCEL ID #
81.-3-3.2

MARTIN and ANN BIRLEY
L.L. NO. ALT-O-NY-SC-013.005



NOTES:

1. APPROXIMATE TOTALS:
2. AREA OF TEMPORARY WORKSPACE 0.07 AC.

THE INFORMATION SHOWN ON THIS DRAWING IS FROM ASSESSOR'S MAPS AND FOR THE SOLE PURPOSE OF CREATING A RIGHT OF WAY ACQUISITION EXHIBIT AND REPRESENTS CONDITIONS AS THEY EXIST AT THE COUNTY CLERK'S RECORDS OFFICE. PROPERTY BOUNDARIES SHOWN ARE BASED ON COUNTY ASSESSOR'S MAPS. NO CIVIL SURVEY OF THE EASEMENT AREA HAS BEEN PERFORMED. THE ACREAGES SHOWN ARE APPROXIMATE.

NYSPLS LIC. NO. 050820
DONALD P. SCHEL
MASER CONSULTING P.A.

DATE:

0 200 400 600
SCALE IN FEET

DRAWING NO. 26-03-70/0001-114		REFERENCE TITLE ALIGNMENT SHEET		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF ARTHUR K. RUMPH, SR. AND SUSAN F. RUMPH AS TENANTS BY THE ENTIRETY TOWN OF MIDDLEBURGH - SCHOHARIE COUNTY, NEW YORK						
NO.	DATE	BY	REVISION DESCRIPTION	W.O. NO.	CHK.	APP.	DRAWN BY: GIE	DATE: 12-02-13	ISSUED FOR BID:	SCALE: 1"=200'
A	12-02-13	GIE	ISSUED FOR CONDEMNATION APPROVAL	1110415			CHECKED BY: NAC	DATE: 12-02-13	ISSUED FOR CONSTRUCTION:	
B	07-22-14	GIE	REVISED - ISSUED FOR CONDEMNATION APPROVAL	1110415			APPROVED BY: DPS	DATE: 07-25-14	DRAWING NUMBER: 26-06-85/112.37-1-0	SHEET 1
O	07-25-14	GIE	APPROVED	1110415			WO: 1110415			OF 1